

**United States Bankruptcy Court  
Eastern District of New York**

**Voluntary Petition**

Name of Debtor (if individual, enter Last, First, Middle): <b>Etienne Estates At Washington LLC</b>	Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) /Complete EIN (if more than one, state all): <b>71-0969641</b>	Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) /Complete EIN (if more than one, state all):
Street Address of Debtor (No. & Street, City, State & Zip Code): <b>301 Washington Avenue</b> <b>Brooklyn, NY</b>	Street Address of Joint Debtor (No. & Street, City, State & Zip Code):
ZIPCODE <b>11205</b>	ZIPCODE
County of Residence or of the Principal Place of Business: <b>Kings</b>	County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address)	Mailing Address of Joint Debtor (if different from street address):
ZIPCODE	ZIPCODE

Location of Principal Assets of Business Debtor (if different from street address above):

**301 Washington Avenue, Brooklyn, NY**ZIPCODE **11238**

<p><b>Type of Debtor</b> (Form of Organization) (Check one box.)</p> <p><input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i></p> <p><input checked="" type="checkbox"/> Corporation (includes LLC and LLP)</p> <p><input type="checkbox"/> Partnership</p> <p><input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)</p> <hr/> <p><b>Chapter 15 Debtor</b></p> <p>Country of debtor's center of main interests:</p> <p>Each country in which a foreign proceeding by, regarding, or against debtor is pending:</p>	<p><b>Nature of Business</b> (Check one box.)</p> <p><input type="checkbox"/> Health Care Business</p> <p><input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B)</p> <p><input type="checkbox"/> Railroad</p> <p><input type="checkbox"/> Stockbroker</p> <p><input type="checkbox"/> Commodity Broker</p> <p><input type="checkbox"/> Clearing Bank</p> <p><input checked="" type="checkbox"/> Other</p> <hr/> <p><b>Tax-Exempt Entity</b> (Check box, if applicable.)</p> <p><input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).</p>	<p><b>Chapter of Bankruptcy Code Under Which the Petition is Filed</b> (Check one box.)</p> <p><input type="checkbox"/> Chapter 7</p> <p><input type="checkbox"/> Chapter 9</p> <p><input checked="" type="checkbox"/> Chapter 11</p> <p><input type="checkbox"/> Chapter 12</p> <p><input type="checkbox"/> Chapter 13</p> <hr/> <p><b>Nature of Debts</b> (Check one box.)</p> <p><input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."</p> <p><input checked="" type="checkbox"/> Debts are primarily business debts.</p>
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<p><b>Filing Fee</b> (Check one box)</p> <p><input checked="" type="checkbox"/> Full Filing Fee attached</p> <p><input type="checkbox"/> Filing Fee to be paid in installments (Applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.</p> <p><input type="checkbox"/> Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.</p>	<p><b>Chapter 11 Debtors</b></p> <p><b>Check one box:</b></p> <p><input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).</p> <p><input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).</p> <p><b>Check if:</b></p> <p><input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (<i>amount subject to adjustment on 4/01/13 and every three years thereafter</i>).</p> <hr/> <p><b>Check all applicable boxes:</b></p> <p><input type="checkbox"/> A plan is being filed with this petition</p> <p><input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).</p>
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<p><b>Statistical/Administrative Information</b></p> <p><input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors.</p> <p><input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.</p> <p><b>Estimated Number of Creditors</b></p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;"><input checked="" type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> </tr> <tr> <td>1-49</td> <td>50-99</td> <td>100-199</td> <td>200-999</td> <td>1,000-5,000</td> <td>5,001-10,000</td> <td>10,001-25,000</td> <td>25,001-50,000</td> <td>50,001-100,000</td> <td>Over 100,000</td> <td></td> </tr> </table> <p><b>Estimated Assets</b></p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 10%;"><input checked="" type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> </tr> <tr> <td>\$0 to \$50,000</td> <td>\$50,001 to \$100,000</td> <td>\$100,001 to \$500,000</td> <td>\$500,001 to \$1 million</td> <td>\$1 million to \$10 million</td> <td>\$10 million to \$50 million</td> <td>\$50 million to \$100 million</td> <td>\$100 million to \$500 million</td> <td>\$500 million to \$1 billion</td> <td>\$1 billion to \$5 billion</td> <td>More than \$5 billion</td> </tr> </table> <p><b>Estimated Liabilities</b></p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 10%;"><input checked="" type="checkbox"/></td> <td style="width: 10%;"><input type="checkbox"/></td> </tr> <tr> <td>\$0 to \$50,000</td> <td>\$50,001 to \$100,000</td> <td>\$100,001 to \$500,000</td> <td>\$500,001 to \$1 million</td> <td>\$1 million to \$10 million</td> <td>\$10 million to \$50 million</td> <td>\$50 million to \$100 million</td> <td>\$100 million to \$500 million</td> <td>\$500 million to \$1 billion</td> <td>\$1 billion to \$5 billion</td> <td>More than \$5 billion</td> </tr> </table>												<input checked="" type="checkbox"/>	<input type="checkbox"/>	1-49	50-99	100-199	200-999	1,000-5,000	5,001-10,000	10,001-25,000	25,001-50,000	50,001-100,000	Over 100,000		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1 million to \$10 million	\$10 million to \$50 million	\$50 million to \$100 million	\$100 million to \$500 million	\$500 million to \$1 billion	\$1 billion to \$5 billion	More than \$5 billion	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1 million to \$10 million	\$10 million to \$50 million	\$50 million to \$100 million	\$100 million to \$500 million	\$500 million to \$1 billion	\$1 billion to \$5 billion	More than \$5 billion	<b>THIS SPACE IS FOR COURT USE ONLY</b>																			
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B1 (Official Form 1) (12/11)

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): <b>Etienne Estates At Washington LLC</b>
<b>All Prior Bankruptcy Case Filed Within Last 8 Years</b> (If more than two, attach additional sheet)		
Location Where Filed: <b>None</b>	Case Number:	Date Filed:
Location Where Filed:	Case Number:	Date Filed:
<b>Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor</b> (If more than one, attach additional sheet)		
Name of Debtor: <b>The Arc Building LP</b>	Case Number: <b>11-46388 (NHL)</b>	Date Filed: <b>July 25, 2011</b>
District: <b>Eastern District Of New York</b>	Relationship: <b>Affiliate</b>	Judge: <b>Nancy Hershey Lord</b>
<b>Exhibit A</b> (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) <input type="checkbox"/> Exhibit A is attached and made a part of this petition.		<b>Exhibit B</b> (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. § 342(b).
		X _____ Signature of Attorney for Debtor(s) _____ Date _____
<b>Exhibit C</b> Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? <input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> No		
<b>Exhibit D</b> (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) <input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition.		
If this is a joint petition: <input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.		
<b>Information Regarding the Debtor - Venue</b> (Check any applicable box.) <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input checked="" type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. <input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.		
<b>Certification by a Debtor Who Resides as a Tenant of Residential Property</b> (Check all applicable boxes.) <input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)  _____ (Name of landlord that obtained judgment)  _____ (Address of landlord)		
<input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and <input type="checkbox"/> Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. <input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).		

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): <b>Etienne Estates At Washington LLC</b>
<b>Signatures</b>		
<b>Signature(s) of Debtor(s) (Individual/Joint)</b> <p>I declare under penalty of perjury that the information provided in this petition is true and correct.</p> <p>[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.</p> <p>[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).</p> <p>I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.</p> <p><b>X</b> _____ Signature of Debtor</p> <p><b>X</b> _____ Signature of Joint Debtor</p> <p>Telephone Number (If not represented by attorney) _____</p> <p>Date _____</p>		<b>Signature of a Foreign Representative</b> <p>I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition. (Check only one box.)</p> <p><input type="checkbox"/> I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.</p> <p><input type="checkbox"/> Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.</p> <p><b>X</b> _____ Signature of Foreign Representative</p> <p>Printed Name of Foreign Representative _____</p> <p>Date _____</p>
<b>Signature of Attorney*</b> <p><b>X</b> <u>/s/ Kevin J. Nash</u> Signature of Attorney for Debtor(s)</p> <p>Kevin J. Nash Goldberg, Weprin, Finkel, Goldstein, L.L.P. 1501 Broadway, 22nd Floor New York, NY 10036 (212) 221-5700 KNash@GWFGlaw.com</p> <p><b>February 26, 2014</b> Date</p> <p>*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.</p>		<b>Signature of Non-Attorney Petition Preparer</b> <p>I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); and 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.</p> <p>Printed Name and title, if any, of Bankruptcy Petition Preparer _____</p> <p>Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) _____</p> <p>Address _____</p> <p><b>X</b> _____ Signature</p> <p>Date _____</p> <p>Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.</p> <p>Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual: _____</p> <p>If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.</p> <p><i>A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.</i></p>

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X

In re: Chapter 11  
Etienne Estates At Washington LLC, Case No.  
Debtor.

-----X

**DECLARATION PURSUANT TO LOCAL RULE 1007-4**

Johanna M.L. Francis declares the following under penalties of perjury pursuant to 28 U.S.C. § 1746:

1. I am the member and manager of Etienne Estates LLC, which is the majority member and manager of the Etienne Estates At Washington LLC (the "Debtor"). I submit this Declaration pursuant to Rule 1007-2 of the Local Bankruptcy Rules, to provide background information regarding the Debtor's assets, the circumstances prompting the Chapter 11 filing, and the Debtor's strategies for reorganization.

**(A) The Debtor's Assets**

2. The Debtor owns certain real property at 301 Washington Avenue, Brooklyn, NY (hereinafter the "Property"). I have resided at the Property my entire life, as has my fourteen year old son. I also maintain personal offices at the Property for my wholly owned companies as well as those entities which I manage for my extended family, although for all intents and purposes, the Property constitutes my primary residence.

3. The Property is subject to a highly disputed mortgage held by First Central Savings Bank (“FCSB”) on which there is claimed a principal balance of \$1,786,726.62. In reality, the FCSB mortgage is plagued by numerous defects and is the product of predatory lending practices and shoddy recording and paperwork characteristic of the MERS registration system.

(B) Material Events Leading up to the Bankruptcy

4. The Property has been the subject of foreclosure proceedings since 2011, although for the last several years, the foreclosure laid dormant after the Debtor and I interposed an answer to the foreclosure complaint, challenging multiple procedural and substantive aspects of the alleged mortgage.

5. Beginning in mid-2013, I entertained settlement discussions with FCSB and its counsel in an attempt to reach a negotiated restructuring of the mortgage, including waiver of all accrued interest and other charges. These discussions involved FCSB’s chairman, Joseph Pistilli. At the time, I was hoping to receive a significant dividend in connection with my claims and equity interest in The Arc Building LP (“Arc”), a companion Chapter 11 case. Last May, Arc closed on a sale of commercial real property in Manhattan for \$12 million, and funded its own Chapter 11 plan, resulting in a net balance of approximately \$3,380,000, which is now available for distribution to insiders, including my claims and interests.

6. While I pursued a settlement with FCSB in good faith, the proposed documents prepared by FCSB did not accurately reflect the

understandings we had reached. After months of discussions, the settlement collapsed last fall.

7. In recent weeks, FCSB has sought to turn up the heat on me, and moved for the appointment of a receiver, even though the Property constitutes my residence, and there are no tenants. Since the loan in question was structured by FCSB as a residential home equity line of credit, or HELOC, there is no basis for the appointment of a receiver, as FCSB well knows. Additionally, I recently learned that, without notice to me, FCSB previously obtained the ex parte appointment of a Referee to compute, even though my answer to the complaint was filed, replete with numerous affirmative defenses.

8. As necessary, I intent to challenge the validity and priority of FCSB's claims on several grounds, including (i) FCSB is relying on a MERS mortgage that is not supported by an original note; (ii) FCSB is seeking to enforce an unrecorded consolidated mortgage and assignment documents from entities which did not have standing to make the purported assignments; and (iii) all of the loan documents contain conflicting statements as to the identity of the borrower, and listing me personally as co-owner.

9. The Arc insiders are now proceeding with mediation and arbitration to determine final entitlement to the net sale proceeds. This proceeding should be completed in the next few months, and I expect to receive a sizeable recover based on asserted claims in excess of \$2.0 million for pre- and post-petition services to Arc. My distribution in ARC can be used to restructure the

allowed debt owed to FCSB after objections and proper adjustments. My goal is to retain my home for the benefit of my son and I.

10. In the interim, to protect the Property, I have elected to file a Chapter 11 petition to preserve the status quo. My personal interests in the ARC mediation and arbitration are being represented by Ronald Terenzi, Esq. of Stagg, Terenzi, Confusione & Wabnik, LLP. I requested that Goldberg Weprin Finkel Goldstein LLP represent me in this Chapter 11 case because the firm handled the prior Chapter 11 case of Arc, which is now ready to be closed, and participated in the aborted settlement negotiations with FCSB.

**(C) Capital Structure**

11. The Debtor's sole alleged secured creditor is FCSB.

12. Pursuant to Bankruptcy Rule 1007(d), a list containing the names and addresses of the creditors holding unsecured claims against the Debtor is being filed herewith.

13. Although the Property is 200 years old and requires renovations, it is still worth more than the disputed secured claim asserted by FCSB. A specific value will be determined after an appraisal, as necessary.

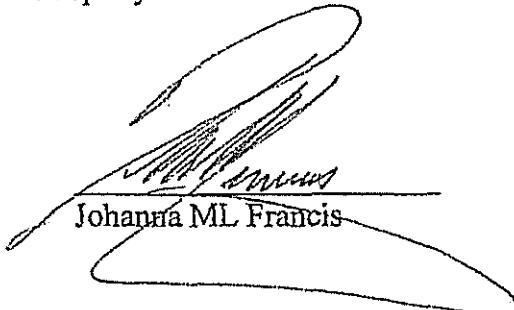
14. The current roster of the Debtor's members are as follows: (i) 90% held by Etienne Estates LLC (a single-member LLC owned by me); and (ii) 10% owned by Francis Family Investments LLC.

(D) Reorganization Strategy

15. My anticipated recovery in the Arc case will dictate the final reorganization strategy. I envision challenging FCSB's secured claim on multiple grounds, with a view of restarting negotiations that give proper deference to the myriad issues plaguing FCSB's standing and the overall enforceability of the loan.

16. Finally, I note that this case is not being filed as a "single asset real estate" case. I am advised by counsel that the definitional provisions in Section 101(51B) of the Bankruptcy Code specifically exclude residential property with fewer than four units, such as the Property herein.

Dated: New York, NY  
February 26, 2014



Johanna M.L. Francis

A handwritten signature in black ink, appearing to read "Johanna M.L. Francis". The signature is fluid and cursive, with a large, stylized initial 'J' at the beginning. It is enclosed within a large, roughly oval-shaped outline.

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

In re:

x Chapter 11

Etienne Estates At Washington LLC,

Case No.

Debtor.

**RESOLUTIONS**

At a special meeting of Etienne Estates At Washington LLC (the "Company") conducted by the undersigned on February 25, 2014 in accordance with the Operating Agreement, it is hereby:

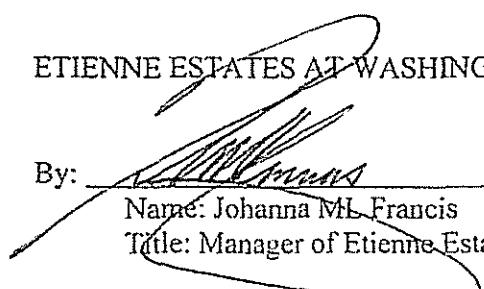
**RESOLVED**, that the Company is authorized and empowered to cause the filing of a petition under Chapter 11 of the United States Bankruptcy Code in the United States Bankruptcy Court in the Eastern District of New York, and that the same is in the best interests of the Company and its creditors and equity holders; and it is further

**RESOLVED**, Johanna ML Francis, as Manager of Etienne Estates LLC, the Manager of the Company, is authorized and empowered to sign all papers in furtherance of proceeding under Chapter 11 of the United States Bankruptcy Code on behalf of the Company; and it is further

**RESOLVED**, that the Company is authorized to retain the firm of Goldberg Weprin Finkel Goldstein LLP, as counsel to represent the Company in connection with the purposes of proceeding with prosecution of the Chapter 11 case.

Dated: New York, New York  
February 26, 2014

ETIENNE ESTATES AT WASHINGTON LLC

By: 

Name: Johanna M.L. Francis  
Title: Manager of Etienne Estates LLC

United States Bankruptcy Court  
Eastern District of New York

IN RE:

Case No. \_\_\_\_\_

Etienne Estates At Washington LLC

Chapter 11

Debtor(s)

## LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

(1) Name of creditor and complete mailing address including zip code	(2) Name, telephone number and complete mailing address, including zip code, of employee, agent or department of creditor familiar with claim who may be contacted	(3) Nature of claim (trade debt, bank loan, government contract, etc.)	(4) Indicate if claim is contingent, unliquidated, disputed or subject to setoff	(5) Amount of claim (if secured also state value of security)
Robert O'Neill C/O Salenger, Sack, Kimmel & Bavaro 180 Froehlich Farm Blvd. Woodbury, NY 11797		Tort	Unliquidated Disputed	400,000.00
NYS Dept Of Taxation Bankruptcy/Special Procedure P.O.Box 5300 Albany, NY 12205-0300		Taxes	Disputed Subject to Setoff	0.00
Internal Revenue Service 10 Metro Center 625 Fulton Street Brooklyn, NY 11201		Taxes	Disputed Subject to Setoff	0.00
New York City Department Of Finance 345 Adams Street, 3rd Floor Attn: Legal Affairs Brooklyn, NY 11201	New York City Corporation Counsel 100 Church Street New York, NY 10007	Taxes	Unliquidated Disputed	0.00
NYC Water Board P.O. Box 11863 Newark, NJ 07101	New York City Corporation Counsel 100 Church Street New York, NY 10007	Water and sewer	Unliquidated Disputed	0.00
Aaron Tyk, Referee 1651 47th Street Brooklyn, NY 11204		Services	Unliquidated Disputed	0.00
National Grid PO Box 11741 Newark, NJ 07101		Services	Unliquidated Disputed	0.00
Con Ed PO Box 1702 New York, NY 10116		Services	Unliquidated Disputed	0.00

## DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, [the president or other officer or an authorized agent of the corporation][or a member or an authorized agent of the partnership] named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date: February 26, 2014

Signature:

Johanna Francis, Manager

(Print Name and Title)

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
In re:

Chapter 11

Etienne Estates At Washington LLC,

Case No.

Debtor.

-----X

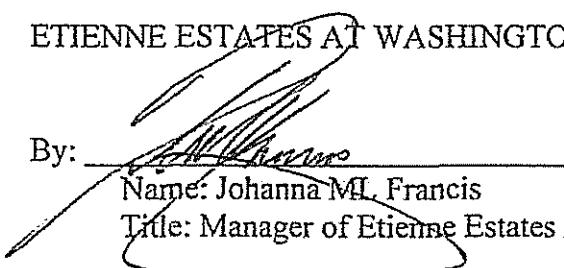
**EQUITY INTEREST HOLDERS**

Etienne Estates LLC 90%

Francis Family Investments LLC 10%

Dated: New York, New York  
February 26, 2014

ETIENNE ESTATES AT WASHINGTON LLC

By: 

Name: Johanna M.L. Francis  
Title: Manager of Etienne Estates LLC

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

In re:

X Chapter 11

Etienne Estates At Washington LLC,

Case No.

Debtor.

SCHEDULE OF PENDING LAWSUITS

1. First Central Savings Bank v. Etienne Estates At Washington LLC et al.  
Supreme Court of the State of New York, Kings County  
Foreclosure Action  
Index No. 23598/2011

Attorneys for Plaintiff: Jeffrey A. Gangemi, Esq.

Coritsidis & Lambros, PLLC  
46 Trinity Place, 4<sup>th</sup> Floor  
New York, NY 10006  
Telephone: (212) 797-4600  
Fax: (212) 797-4601  
[Jeffrey@Corilamb.com](mailto:Jeffrey@Corilamb.com)

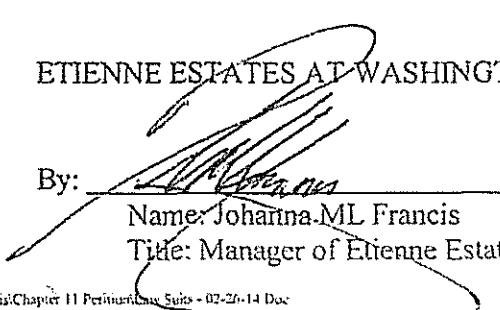
2. ROBERT O'NEILL v. Etienne Estates At Washington LLC  
Supreme Court of the State of New York, Kings County  
Tort Action  
Index No. 32188/08

Attorneys for Plaintiff:

Daniel Justus Solinsky, Esq.  
Salenger, Sack, Kimmel & Bavaro  
180 Froehlich Farm Blvd.  
Woodbury, NY 11797  
Telephone: (516) 667-0100  
Fax: (516) 677-0443  
[dsolinsky@salsack.com](mailto:dsolinsky@salsack.com)

Dated: New York, New York  
February 26, 2014

ETIENNE ESTATES AT WASHINGTON LLC

By: 

Name: Johanna-ML Francis  
Title: Manager of Etienne Estates LLC

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NEW YORK

In re:

X Chapter 11

Etienne Estates At Washington LLC,

Case No.

Debtor.

X

**RULE 7.1 CORPORATE OWNERSHIP STATEMENT**

Pursuant to Federal Rule of Civil Procedure 7.1, Etienne Estates At Washington LLC (the "Debtor"), certifies that it is a private non-governmental party, and has no corporate parent, affiliates and/or subsidiaries which are publicly held.

Dated: New York, New York  
February 26, 2014

ETIENNE ESTATES AT WASHINGTON LLC

By: \_\_\_\_\_

Name: Johanna ML Francis  
Title: Manager of Etienne Estates LLC

United States Bankruptcy Court  
Eastern District of New York

IN RE:

Case No. \_\_\_\_\_

Etienne Estates At Washington LLC

Chapter 11

Debtor(s)

## SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 2,000,000.00		
B - Personal Property	Yes	3	\$ 0.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 1,786,726.62	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2		\$ 400,000.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	No				\$
J - Current Expenditures of Individual Debtor(s)	No				\$
TOTAL		12	\$ 2,000,000.00	\$ 2,186,726.62	

**IN RE Etienne Estates At Washington LLC**

Case No.

(If known)

**SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

**Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.**

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
Personal residence of Johanna Francis, consisting of three story brownstone at 301 Washington Avenue, Brooklyn, NY			2,000,000.00	1,786,726.62

(Report also on Summary of Schedules)

B6D (Official Form 6D) (12/07)

IN RE Etienne Estates At Washington LLC

Debtor(s)

Case No.

(If known)

**SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER <i>(See Instructions Above.)</i>	CODETOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL			UNSECURED PORTION, IF ANY
			CONTINGENT	UNLIQUIDATED	DISPUTED	
ACCOUNT NO. First Central Savings Bank 70 Glen Street Glen Cove, NY 11542	X	HELOC  VALUE \$ 2,000,000.00	X	X	X	1,786,726.62
ACCOUNT NO. Jeffrey A. Gangemi, Esq., Coritsidis & Lambros PLLC 46 Trinity Place, 4th Floor New York, NY 10006		Assignee or other notification for: First Central Savings Bank  VALUE \$				
ACCOUNT NO.		VALUE \$				
ACCOUNT NO.		VALUE \$				

0 continuation sheets attached

Subtotal (Total of this page)	\$ 1,786,726.62	\$
Total (Use only on last page)	\$ 1,786,726.62	\$

(Report also on  
Summary of  
Schedules.)

(If applicable, report  
also on Statistical  
Summary of Certain  
Liabilities and Related  
Data.)

IN RE Etienne Estates At Washington LLC

Case No.

Debtor(s)

(If known)

**SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS**

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

**TYPES OF PRIORITY CLAIMS** (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations**

Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).

 **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).

 **Wages, salaries, and commissions**

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

 **Contributions to employee benefit plans**

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

 **Certain farmers and fishermen**

Claims of certain farmers and fishermen, up to \$5,775\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).

 **Deposits by individuals**

Claims of individuals up to \$2,600\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).

 **Taxes and Certain Other Debts Owed to Governmental Units**

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

 **Commitments to Maintain the Capital of an Insured Depository Institution**

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

 **Claims for Death or Personal Injury While Debtor Was Intoxicated**

Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

IN RE Etienne Estates At Washington LLC

Case No.

(If known)

Debtor(s)

**SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS**  
**(Continuation Sheet)**

**Taxes and Other Certain Debts Owed to Governmental Units**

(Type of Priority for Claims Listed on This Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions above.)	CREDITOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM				AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
			CONTINGENT	UNLIQUIDATED	DISPUTED			
ACCOUNT NO.		For notice purposes only.	X					
Internal Revenue Service 10 Metro Center 625 Fulton Street Brooklyn, NY 11201								
ACCOUNT NO.		For notice purposes only.	X	X				
New York City Department Of Finance 345 Adams Street, 3rd Floor Attn: Legal Affairs Brooklyn, NY 11201								
ACCOUNT NO.		Assignee or other notification for: New York City Department Of Finance						
New York City Corporation Counsel 100 Church Street New York, NY 10007								
ACCOUNT NO.		For notice purposes only.	X					
NYS Dept Of Taxation Bankruptcy/Special Procedure P.O.Box 5300 Albany, NY 12205-0300								
ACCOUNT NO.								
ACCOUNT NO.								

Sheet no. 1 of 1 continuation sheets attached to  
Schedule of Creditors Holding Unsecured Priority ClaimsSubtotal  
(Totals of this page)

\$ \$ \$

\$ \$ \$

\$ \$ \$

(Use only on last page of the completed Schedule E. Report also on the Summary of Schedules.)

Total

(Use only on last page of the completed Schedule E. If applicable,  
report also on the Statistical Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07)

IN RE Etienne Estates At Washington LLC

Debtor(s)

Case No.

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER <i>(See Instructions Above.)</i>	CODEBTOR HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
			X	X	X	
ACCOUNT NO.  Aaron Tyk, Referee 1651 47th Street Brooklyn, NY 11204			X	X		unknown
ACCOUNT NO.  Con Ed PO Box 1702 New York, NY 10116			X	X		unknown
ACCOUNT NO.  National Grid PO Box 11741 Newark, NJ 07101			X	X		unknown
ACCOUNT NO.  NYC Water Board P.O. Box 11863 Newark, NJ 07101		For notice purposes only.	X	X		unknown
						Subtotal (Total of this page) \$
						Total \$
(Use only on last page of the completed Schedule F. Report also on the Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)						

1 continuation sheets attached

(Use only on last page of the completed Schedule F. Report also on the Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

IN RE Etienne Estates At Washington LLC

Case No. \_\_\_\_\_

Debtor(s)

(If known)

**SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**  
**(Continuation Sheet)**

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER <i>(See Instructions Above.)</i>	CODEBTOR  <small>HUSBAND, WIFE, JOINT, OR COMMUNITY</small>	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	<input type="checkbox"/> CONTINGENT	<input type="checkbox"/> UNLIQUIDATED	<input type="checkbox"/> DISPUTED	AMOUNT OF CLAIM
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
ACCOUNT NO.  New York City Corporation Counsel 100 Church Street New York, NY 10007		Assigned or other notification for: NYC Water Board				
ACCOUNT NO.  Robert O'Neill C/O Salenger, Sack, Kimmel & Bavaro 180 Froehlich Farm Blvd. Woodbury, NY 11797		Disputed litigation claim for alleged slip and fall at Debtor's property.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		400,000.00
ACCOUNT NO.						
ACCOUNT NO.						
ACCOUNT NO.						
ACCOUNT NO.						
ACCOUNT NO.						
ACCOUNT NO.						
ACCOUNT NO.						
ACCOUNT NO.						

Sheet no. 1 of 1 continuation sheets attached to  
Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal  
(Total of this page)

\$ 400,000.00

Total

(Use only on last page of the completed Schedule F. Report also on  
the Summary of Schedules, and if applicable, on the Statistical  
Summary of Certain Liabilities and Related Data.)

\$ 400,000.00

IN RE Etienne Estates At Washington LLC

Debtor(s)

Case No.

(If known)

**SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Johanna Francis 301 Washington Avenue Brooklyn, NY 11205	First Central Savings Bank 70 Glen Street Glen Cove, NY 11542

B6 Declaration (Official Form 6 - Declaration) (12/07)

IN RE Etienne Estates At Washington LLC

Debtor(s)

Case No.

(If known)

## DECLARATION CONCERNING DEBTOR'S SCHEDULES

## DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets, and that they are true and correct to the best of my knowledge, information, and belief.

Date: \_\_\_\_\_ Signature: \_\_\_\_\_ Debtor

Date: \_\_\_\_\_ Signature: \_\_\_\_\_  
 [Joint Debtor, if any]  
 [If joint case, both spouses must sign.]

## DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section.

Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer \_\_\_\_\_ Social Security No. (Required by 11 U.S.C. § 110.)  
*If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document.*

Address \_\_\_\_\_

Signature of Bankruptcy Petition Preparer \_\_\_\_\_ Date \_\_\_\_\_

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual:

*If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.**A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.*

## DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the Manager (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the Etienne Estates At Washington LLC (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ 13 sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief.

Date: February 26, 2014 Signature: \_\_\_\_\_

Johanna Francis

(Print or type name of individual signing on behalf of debtor)

*{An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.}**Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.*

**United States Bankruptcy Court  
Eastern District of New York**

**IN RE:****Etienne Estates At Washington LLC**

Case No. \_\_\_\_\_

Chapter 11

Debtor(s)

**STATEMENT PURSUANT TO LOCAL BANKRUPTCY RULE 1073-2(b)**

Pursuant to Local Bankruptcy Rule 1073-2(b), the debtor (*or any other petitioner*) hereby makes the following disclosure concerning Related Cases, to the petitioner's best knowledge, information and belief:

[NOTE: Cases shall be deemed "Related Cases" for purposes of E.D.N.Y. LBR 1073-1 and E.D.N.Y. LBR 1073-2 if the earlier case was pending at any time within six years before the filing of the new petition, and the debtors in such cases: (i) are the same; (ii) are spouses or ex-spouses; (iii) are affiliates, as defined in 11 U.S.C. § 101(2); (iv) are general partners in the same partnership; (v) are a partnership and one or more of its general partners; (vi) are partnerships which share one or more common general partners; or (vii) have, or within 180 days of the commencement of either of the Related Cases had, an interest in property that was or is included in the property of another estate under 11 U.S.C. § 541(a).]

NO RELATED CASE IS PENDING OR HAS BEEN PENDING AT ANY TIME.

THE FOLLOWING RELATED CASE(S) IS PENDING OR HAS BEEN PENDING:

1. Case No.: 11-46388 Judge: Nancy Hershey Lord District/Division: Eastern District, NY

Case still pending (Y/N): Y [If closed] Date of closing: \_\_\_\_\_

Current status of related case: Chapter 11 Plan confirmed, case pending  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

Manner in which cases are related (Refer to NOTE above): Affiliate

Real property listed in debtor's Schedule "A" ("Real Property") which was also listed in Schedule "A" of related case:

N/A

2. Case No.: \_\_\_\_\_ Judge: \_\_\_\_\_ District/Division: \_\_\_\_\_

Case still pending (Y/N): \_\_\_\_\_ [If closed] Date of closing: \_\_\_\_\_

Current status of related case: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

Manner in which cases are related (Refer to NOTE above): \_\_\_\_\_

Real property listed in debtor's Schedule "A" ("Real Property") which was also listed in Schedule "A" of related case:

**DISCLOSURE OF RELATED CASES (cont'd)**

3. Case No.: \_\_\_\_\_ Judge: \_\_\_\_\_ District/Division: \_\_\_\_\_

Case still pending (Y/N): \_\_\_\_ [If closed] Date of closing: \_\_\_\_\_

Current status of related case: \_\_\_\_\_  
(Discharged/awaiting discharge, confirmed, dismissed, etc.)

Manner in which cases are related (Refer to NOTE above): \_\_\_\_\_

Real property listed in debtor's Schedule "A" ("Real Property") which was also listed in Schedule "A" of related case:

NOTE: Pursuant to 11 U.S.C. § 109(g), certain individuals who have had prior cases dismissed within the preceding 180 days may not be eligible to be debtors. Such an individual will be required to file a statement in support of his/her eligibility to file.

**TO BE COMPLETED BY DEBTOR/PETITIONER'S ATTORNEY, AS APPLICABLE:**I am admitted to practice in the Eastern District of New York (Y/N): Y**CERTIFICATION (to be signed by pro se debtor/petitioner or debtor/petitioner's attorney, as applicable):**

I certify under penalty of perjury that the within bankruptcy case is not related to any case now pending or pending at any time, except as indicated elsewhere on this form.

/s/ Kevin J. Nash  
Signature of Debtor's Attorney

2/26/14/s/ Johanna Francis

Signature of Pro Se Debtor/Petitioner

2/26/14

301 Washington Avenue  
Mailing Address of Debtor/Petitioner

Brooklyn, NY 11205  
City, State, Zip Code

Area Code and Telephone Number

Failure to fully and truthfully provide all information required by the E.D.N.Y. LBR 1073-2 Statement may subject the debtor or any other petitioner and their attorney to appropriate sanctions, including without limitation conversion, the appointment of a trustee or the dismissal of the case with prejudice.

**NOTE:** Any change in address must be reported to the Court immediately IN WRITING. Dismissal of your petition may otherwise result.

United States Bankruptcy Court  
Eastern District of New York

IN RE:

Etienne Estates At Washington LLC

Debtor(s)

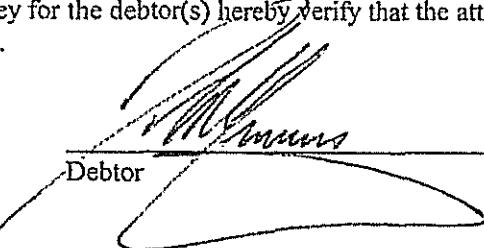
Case No. \_\_\_\_\_

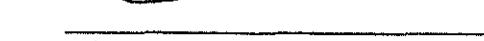
Chapter 11

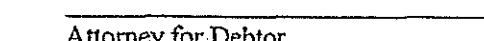
**VERIFICATION OF CREDITOR MATRIX**

The above named debtor(s) or attorney for the debtor(s) hereby verify that the attached matrix (list of creditors) is true and correct to the best of their knowledge.

Date: February 26, 2014

  
Debtor

  
Joint Debtor

  
Attorney for Debtor

AARON TYK REFEREE  
1651 47TH STREET  
BROOKLYN NY 11204

CON ED  
PO BOX 1702  
NEW YORK NY 10116

FIRST CENTRAL SAVINGS BANK  
70 GLEN STREET  
GLEN COVE NY 11542

INTERNAL REVENUE SERVICE  
10 METRO CENTER  
625 FULTON STREET  
BROOKLYN NY 11201

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CORITSIDIS & LAMBROS PLLC  
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NEWARK NJ 07101

NEW YORK CITY CORPORATION COUNSEL  
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NEW YORK NY 10007

NEW YORK CITY DEPARTMENT OF FINANCE  
345 ADAMS STREET 3RD FLOOR  
ATTN: LEGAL AFFAIRS  
BROOKLYN NY 11201

NYC WATER BOARD  
PO BOX 11863  
NEWARK NJ 07101

NYS DEPT OF TAXATION  
BANKRUPTCY/SPECIAL PROCEDURE  
POBOX 5300  
ALBANY NY 12205-0300

ROBERT O'NEILL  
C/O SALENGER SACK KIMMEL & BAVARO  
180 FROEHLICH FARM BLVD  
WOODBURY NY 11797